

Healthy Iowans Tobacco Trust House File 2577 as Amended by H-8608

Last Action:

Senate Floor

April 15, 2004

DRAFT

An Act relating to and making appropriations from the Healthy Iowans Tobacco Trust and the Tobacco Settlement Trust Fund.

Fiscal Services Division
Legislative Services Agency

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

LSA Contact: Jennifer Vermeer (14611)

EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

HOUSE FILE 2577 AS AMENDED BY H-8608 HEALTHY IOWANS TOBACCO TRUST

SENATE FLOOR AMENDMENT H-8608

HEALTHY IOWANS TOBACCO TRUST DEPARTMENT OF HUMAN SERVICES

- Eliminates the requirement that the Child Support Recovery Unit pursue third party payments for Shelter Care. (Page 1, Line 1)
- Requires the Department of Public Health to pay per diem to members of the Licensee Review Committee. (Page 1, Line 8)
- Requires the Department of Public Health to implement a sole source contract with an entity that mentors through live music to implement the High School Mentoring Program. (Page 1, Line 38)
- Requires the Department of Public Health to employ a bureau chief for the Division of Tobacco Use Prevention and Control. (Page 1, Line 45)
- Appropriates \$63.9 million from the Healthy Iowans Tobacco Trust for various health-related appropriations. This is an increase of \$340,000 compared to the estimated net FY 2004 appropriation.
- Appropriates a total of \$39.9 million from the Healthy Iowans Tobacco Trust to the Department of Human Services. This is an increase of \$274,000 compared to the estimated net FY 2004 appropriation.
 - \$8.1 million for health-related noninstitutional providers. (Page 1, Line 9)
 - \$3.8 million for dental services. (Page 1, Line 20)
 - \$3.0 million for hospitals. (Page 1, Line 26)
 - \$2.1 million for home health care services. (Page 1, Line 31)
 - \$250,000 for critical access hospitals. (Page 2, Line 2)
 - \$2.0 million for home health care services and habilitative day care. (Page 2, Line 8)
 - \$1.1 million for respite care services. (Page 2, Line 14)
 - \$3.2 million for rehabilitative treatment and support service providers. (Page 2, Line 20)
 - \$469,000 for adoption, independent living, shelter care, and home studies service providers. (Page 2, Line 26)
 - \$546,000 for various service providers. (Page 2, Line 32)
 - \$200,000 for Children's Health Insurance Program supplementation. (Page 3, Line 3)
 - \$250,000 for breast and cervical cancer coverage. (Page 3, Line 7)
 - \$274,000 for administration of health related programs. (Page 3, Line 20)
 - \$147,000 for purchase of service contract providers. (Page 7, Line 5)

EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

HOUSE FILE 2577 AS AMENDED BY H-8608 HEALTHY IOWANS TOBACCO TRUST

MEDICAL ASSISTANCE SUPPLEMENTATION DEPARTMENT OF PUBLIC HEALTH

- Appropriates \$14.3 million to the Department of Human Services for Medical Assistance (Medicaid). Maintains the current level of funding. (Page 3, Line 12)
- Appropriates \$19.5 million to the Department of Public Health. This is a decrease of \$124,000 compared to the FY 2004 estimated net appropriation for the following:
 - \$5.0 million and 7.0 FTE positions for Tobacco Use Prevention and Control Initiatives. (Page 3, Line 23)
 - \$75,000 for smoking cessation products. (Page 4, Line 16)
 - \$11.8 million for substance abuse treatment programs. (Page 4, Line 26)
 - \$2.2 million and 4.0 FTE positions for the Healthy Iowans 2010 Plan. (Page 5, Line 16)
 - \$250,000 for the Defibrillator Grant Program. This is a new appropriation for FY 2005. (Page 6, Line 5)
 - \$26,000 for the Center for Congenital and Inherited Disorders. This is a new appropriation for FY 2005. (Page 6, Line 8)

DEPARTMENT OF CORRECTIONS

- Appropriates \$980,000 to four Judicial District Departments of Correctional Services and the Newton Correctional Facility. This is an increase of \$60,000 for a value-based treatment program at the Newton Correctional Facility. (Page 6, Line 10 and Page 6, Line 27)
- Appropriates \$1.2 million for a special needs unit at the Fort Madison Correctional Facility. (Page 7, Line 28)

DEPARTMENT FOR THE BLIND

- Appropriates \$130,000 for a Newslines for the Blind Program. This is a new appropriation for FY 2005. (Page 6, Line 35)

IOWA EMPOWERMENT FUNDING APPROPRIATIONS TRANSFERS

- Appropriates \$2.2 million for School Ready Grants for Iowa Empowerment. (Page 7, Line 21)
- Transfers \$6.3 million from the Endowment for Iowa's Health Account to the Healthy Iowans Tobacco Trust. This is an increase of \$1.1 million compared to the FY 2004 transfer. (Page 8, Line 2)

NEWSLINE FOR THE BLIND NONREVERSION

- Establishes the Newslines for the Blind Program.
- Allows the Department of Public Health to carry forward the FY 2004 appropriation for a High School Mentor Program through FY 2005 and specifies contractor requirements. (Page 8, Line 33)

EFFECTIVE DATE

- Provides that the FY 2004 High School Mentor Program carryforward be effective upon enactment. (Page 9, Line 27)

House File 2577

House File 2577 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
8	10	6	Adds	Sec. 216B.3, Code Supplement 2003	Establishes Newsline for the Blind Program
8	26	7	Amends	Sec. 216B.4, unnumbered paragraph 1, Code 2003	Newsline for the Blind Federal Funds
8	33	8	Amends	Sec. 1(5)(b), Chapter 183, 2003 Iowa Acts	High School Mentoring Requirements and Nonreversion

HF2577 as amended by H-8608 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
1	1	1	Repeals	Sec. 234.39(6) if enacted by 2004 Iowa Acts, SF 2298	Child Support Recovery Unit Shelter Care Requirements
1	8	1	Amends	Sec. 272C.3(1)(k), Code Supplement 2003	Licensee Review Committee Per Diem

1 1 Section 1. HEALTHY IOWANS TOBACCO TRUST -- APPROPRIATIONS
 1 2 TO DEPARTMENTS. There is appropriated from the healthy Iowans
 1 3 tobacco trust created in section 12.65 to the following
 1 4 departments for the fiscal year beginning July 1, 2004, and
 1 5 ending June 30, 2005, the following amounts, or so much
 1 6 thereof as is necessary, to be used for the purposes
 1 7 designated:

1 8 1. To the department of human services:
 1 9 a. Unless otherwise provided, to maintain the
 1 10 reimbursement rate for all noninstitutional medical assistance
 1 11 providers, with the exception of anesthesia and dental
 1 12 services, at the rate provided under the federal Medicare
 1 13 program for such providers during the fiscal year beginning
 1 14 July 1, 2000, and ending June 30, 2001, as specified in 2000
 1 15 Iowa Acts, chapter 1221, section 1, subsection 1, paragraph
 1 16 "a", for the fiscal year July 1, 2004, through June 30, 2005,
 1 17 and to continue the resource-based relative value system of
 1 18 reimbursement under the medical assistance program:
 1 19 \$ 8,095,718

Healthy Iowans Tobacco Trust appropriation to the Department of Human Services (DHS) to continue funding for the increased reimbursement rate for all noninstitutional Medical Assistance (Medicaid) providers except anesthesia and dental services.

DETAIL: Maintains the current level of funding. The funding was to annualize the FY 2001 increase that began November 1, 2000, as well as fund changes in provider services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2005.

Medical Assistance providers who receive reimbursements under this subsection include:

1. Physicians
2. Optometrists
3. Podiatrists
4. Chiropractors
5. Clinics
6. Psychiatrists
7. Psychologists

1 20 b. To maintain the reimbursement rate at the usual and
 1 21 customary rate as established in 2000 Iowa Acts, chapter 1221,
 1 22 section 1, subsection 1, paragraph "b", for the fiscal year
 1 23 July 1, 2004, through June 30, 2005, for dental services under
 1 24 the medical assistance program:
 1 25 \$ 3,814,973

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increased reimbursement rate for dental services at 75.00% of usual and customary rates.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005.

1 26 c. To maintain the reimbursement rate as established in

Healthy Iowans Tobacco Trust appropriation to the DHS to continue

1 27 2000 Iowa Acts, chapter 1221, section 1, subsection 1,
 1 28 paragraph "e", for the fiscal year July 1, 2004, through June
 1 29 30, 2005, for hospitals under the medical assistance program:
 1 30 \$ 3,035,278

funding the increase in reimbursement rates for hospitals.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The appropriation provides funds to inpatient and outpatient hospital services reimbursed under the Medical Assistance (Medicaid) Program.

1 31 d. To maintain the reimbursement rate as established in
 1 32 2000 Iowa Acts, chapter 1221, section 1, subsection 1,
 1 33 paragraph "f", for the fiscal year July 1, 2004, through June
 1 34 30, 2005, for home health care services under the medical
 1 35 assistance program:
 2 1 \$ 2,108,279

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for home health care.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005.

2 2 e. To maintain the reimbursement rate as established in
 2 3 2000 Iowa Acts, chapter 1221, section 1, subsection 1,
 2 4 paragraph "g", for the fiscal year July 1, 2004, through June
 2 5 30, 2005, for critical access hospitals under the medical
 2 6 assistance program:
 2 7 \$ 250,000

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for critical access hospitals.

DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005.

2 8 f. To maintain the expansion of home health care services
 2 9 and habilitative day care as established in 2000 Iowa Acts,
 2 10 chapter 1221, section 1, subsection 1, paragraph "h", under
 2 11 the medical assistance program for children with special
 2 12 needs:
 2 13 \$ 1,975,496

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for home health care services and habilitative day care services to special needs children.

DETAIL: Maintains the current level of funding. The appropriation is for services provided through waiver programs. This does not include any percentage increase in reimbursement rates for FY 2005.

2 14 g. To maintain the expansion of respite care services
 2 15 provided through home and community-based waivers as
 2 16 established in 2000 Iowa Acts, chapter 1221, section 1,
 2 17 subsection 1, paragraph "i", under the medical assistance
 2 18 program:
 2 19 \$ 1,137,309

Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for respite care services provided through home and community-based waivers.

DETAIL: Maintains the current level of funding. The appropriation provides respite services to families with special needs individuals

	residing in their homes through home and community-based waivers. This does not include any percentage increase in reimbursement rates for FY 2005.
<p>2 20 h. To maintain the cost-of-living adjustment as</p> <p>2 21 established in 2000 Iowa Acts, chapter 1221, section 1,</p> <p>2 22 subsection 1, paragraph "c", for the fiscal year July 1, 2004,</p> <p>2 23 through June 30, 2005, for rehabilitative treatment and</p> <p>2 24 support services providers under child and family services:</p> <p>2 25 \$ 3,243,026</p>	<p>Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increased reimbursement rate for rehabilitative treatment and support services providers.</p> <p>DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The following child welfare services receive funding from these appropriations:</p> <ol style="list-style-type: none"> 1. Family preservation 2. Family centered services 3. Foster family care 4. Group care
<p>2 26 i. To maintain the cost-of-living adjustment as</p> <p>2 27 established in 2000 Iowa Acts, chapter 1221, section 1,</p> <p>2 28 subsection 1, paragraph "d", for the fiscal year July 1, 2004,</p> <p>2 29 through June 30, 2005, for adoption, independent living,</p> <p>2 30 shelter care, and home studies services providers:</p> <p>2 31 \$ 468,967</p>	<p>Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increased reimbursement rate for specified child welfare service providers.</p> <p>DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The following child welfare services receive funding from these appropriations:</p> <ol style="list-style-type: none"> 1. Subsidized adoption 2. Independent living 3. Shelter care 4. Home studies 5. Protective childcare 6. Wraparound services
<p>2 32 j. To maintain the reimbursement rate as established in</p> <p>2 33 2000 Iowa Acts, chapter 1221, section 1, subsection 1,</p> <p>2 34 paragraph "j", for the fiscal year July 1, 2004, through June</p> <p>2 35 30, 2005, to service providers under the purview of the</p>	<p>Healthy Iowans Tobacco Trust appropriation to the DHS to continue funding the increase in reimbursement rates for specified service providers.</p>

<p>3 1 department of human services:</p> <p>3 2 \$ 545,630</p>	<p>DETAIL: Maintains the current level of funding. This does not include any percentage increase in reimbursement rates for FY 2005. The appropriation provides funds to the following services:</p>
	<ol style="list-style-type: none"> 1. Early and periodic screening, diagnosis, and treatment 2. Community mental health centers 3. Durable medical equipment and supplies 4. Laboratory and x-ray services 5. Ambulance 6. Other practitioners, including nurse practitioners and physician assistants 7. Waiver services 8. Psychiatric Medical Institutions for Children (PMICs) 9. Residential Care Facilities In-home health care providers
<p>3 3 2. To the department of human services to continue the</p> <p>3 4 supplementation of the children's health insurance program</p> <p>3 5 appropriation:</p> <p>3 6 \$ 200,000</p>	<p>Healthy Iowans Tobacco Trust appropriation to the DHS to continue the supplementation for the Children's Health Insurance Program (CHIP) appropriation.</p>
	<p>DETAIL: Maintains the current level of funding.</p>
<p>3 7 3. To the department of human services to provide coverage</p> <p>3 8 under the medical assistance program to women who require</p> <p>3 9 treatment for breast or cervical cancer as provided in section</p> <p>3 10 249A.3, subsection 2, paragraph "b":</p> <p>3 11 \$ 250,000</p>	<p>Healthy Iowans Tobacco Trust appropriation to the DHS to provide Medicaid coverage for certain women with breast and cervical cancer.</p>
	<p>DETAIL: Maintains the current level of funding.</p>
<p>3 12 4. To the department of human services to continue the</p> <p>3 13 supplementation of the medical assistance appropriation:</p> <p>3 14 \$ 14,346,750</p>	<p>Healthy Iowans Tobacco Trust appropriation to the DHS to supplement the Medical Assistance (Medicaid) Program appropriation.</p>
	<p>DETAIL: Maintains the current level of funding.</p>
<p>3 15 Of the amount appropriated in this subsection, \$50,000</p> <p>3 16 shall be used to continue the efforts of the Iowa chronic care</p>	<p>Requires a maximum allocation of \$50,000 for the Iowa Chronic Care Consortium.</p>

3 17 consortium pursuant to 2003 Iowa Acts, chapter 112, section
 3 18 12, as amended by 2003 Iowa Acts, chapter 179, sections 166
 3 19 and 167.

DETAIL: This is a decrease of \$50,000 from the FY 2004 allocation.

3 20 5. To the department of human services for general
 3 21 administration of health-related programs:
 3 22 \$ 274,000

Healthy Iowans Tobacco Trust appropriation to the DHS for general administration of health related programs.

DETAIL: This is a new appropriation for FY 2005.

3 23 6. To the Iowa department of public health:
 3 24 a. For the tobacco use prevention and control initiative,
 3 25 including efforts at the state and local levels, as provided
 3 26 in chapter 142A and for not more than the following full-time
 3 27 equivalent positions:
 3 28 \$ 5,011,565
 3 29 FTEs 7.00

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health to continue funding for prevention and control initiatives.

DETAIL: Maintains the current level of funding and is a decrease of 4.00 FTE positions compared to the estimated net FY 2004 appropriation.

Activities funded by this appropriation include:

1. Administration
2. Community partnerships
3. School programs
4. Enforcement
5. Youth summit (Just Eliminate Lies)
6. Counter marketing
7. Cessation programs
8. Surveillance and evaluation

3 30 (1) The director of public health shall dedicate
 3 31 sufficient resources to promote and ensure retailer compliance
 3 32 with tobacco laws and ordinances relating to persons under 18
 3 33 years of age, and shall prioritize the state's compliance in
 3 34 the allocation of available funds to comply with 42 U.S.C. §
 3 35 300x-26 and section 453A.2.

Requires the Director of the Department of Public Health to promote and ensure retailer compliance with tobacco laws.

4 1 (2) Of the full-time equivalent positions funded under
 4 2 this section, two full-time equivalent positions shall be

Requires 2.00 FTE positions be used jointly by the Department of Public Health and the Department of Commerce, Alcoholic Beverages

4 3 utilized to provide for enforcement of tobacco laws,
 4 4 regulations, and ordinances under a chapter 28D agreement
 4 5 entered into between the Iowa department of public health and
 4 6 the alcoholic beverages division of the department of
 4 7 commerce.

Division, for enforcement of tobacco laws.

4 8 (3) Of the funds appropriated in this paragraph "a", not
 4 9 more than \$525,759 shall be expended on administration and
 4 10 management of the program.

Requires that not more than \$525,759 of the \$5,000,000 appropriation be expended for administrative costs.

DETAIL: Maintains the current level of funding.

4 11 (4) Of the funds appropriated in this paragraph "a", not
 4 12 less than 80 percent of the amount expended in the fiscal year
 4 13 beginning July 1, 2001, for community partnerships shall be
 4 14 expended in the fiscal year beginning July 1, 2004, for that
 4 15 purpose.

Requires not less than 80.00% of the funds expended in FY 2002 for Community Partnerships be expended for the same purpose in FY 2005.

4 16 b. For provision of smoking cessation and smoking-related
 4 17 diseases products as provided in this paragraph:
 4 18 \$ 75,000

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health for smoking cessation products.

DETAIL: Maintains the current level of funding.

4 19 The department shall award grants to free health clinics
 4 20 that are tax-exempt organizations pursuant to 26 U.S.C. § 501
 4 21 (c)(3) to fund the provision of smoking cessation and smoking-
 4 22 related diseases products to patients. The department shall
 4 23 adopt a methodology for the awarding of the grants to the
 4 24 health clinics based upon the order of receipt of
 4 25 applications.

Specifies the process for the Department of Public Health to undertake for grant awards for the smoking cessation products funding. Specifies that certain free health clinics are the possible grantees.

4 26 c. For additional substance abuse treatment under the
 4 27 substance abuse treatment program:
 4 28 \$ 11,800,000

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health to continue funding for substance abuse treatment.

DETAIL: Maintains the current level of funding.

4 29 (1) The department shall use funds appropriated in this
 4 30 paragraph "c" to enhance the quality of and to expand the
 4 31 capacity to provide 24-hour substance abuse treatment
 4 32 programs.

Requires the Department of Public Health to use the funds appropriated in this paragraph to enhance the quality of and expand capacity to provide 24-hour substance abuse treatment programs.

4 33 (2) The department shall use funds appropriated in this
 4 34 paragraph "c" to expand the length of individual client
 4 35 substance abuse treatment plans, as necessary to reduce
 5 1 program recidivism.

Requires the Department of Public Health to use the funds appropriated in this paragraph to expand the length of individual client substance abuse treatment plans.

5 2 (3) The department shall use funds appropriated in this
 5 3 paragraph "c" to share research-based best practices for
 5 4 treatment with substance abuse treatment facilities.

Requires the Department of Public Health to use the funds appropriated in this paragraph to share research-based best practices for treatment.

5 5 (4) The department shall use funds appropriated in this
 5 6 paragraph "c" to develop a results-based funding approach for
 5 7 substance abuse treatment services.

Requires the Department of Public Health to use the funds appropriated in this paragraph to develop a results-based funding approach for substance abuse treatment services.

5 8 (5) The department shall use funds appropriated in this
 5 9 paragraph "c" to develop a program to encourage individuals
 5 10 who are successfully managing their substance abuse problems
 5 11 to serve as role models.

Requires the Department of Public Health to use the funds appropriated in this paragraph to develop a mentoring program.

5 12 (6) The department shall submit a report annually by March
 5 13 1, to the governor and the general assembly delineating the
 5 14 success rates of the substance abuse treatment programs that
 5 15 receive funding under this paragraph "c".

Requires the Department of Public Health to report annually by March 1 on the success rates of substance abuse treatment programs receiving funding under this appropriation.

5 16 d. For the healthy Iowans 2010 plan within the Iowa
 5 17 department of public health and for not more than the
 5 18 following full-time equivalent positions:

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health for Healthy Iowans 2010 initiatives.

5 19 \$ 2,346,960
 5 20 FTEs 4.00

DETAIL: Maintains the current level of funding.

5 21 (1) Of the funds appropriated in this paragraph "d", not
 5 22 more than \$1,157,482 shall be used for core public health
 5 23 functions, including home health care and public health
 5 24 nursing services, contracted through a formula by local boards
 5 25 of health, to enhance disease and injury prevention services.

Requires a maximum allocation of \$1,157,482 for core public health functions, including home health care and public health nursing services.

DETAIL: Maintains the current level of funding.

5 26 (2) Of the funds appropriated in this paragraph "d", not
 5 27 more than \$387,320 shall be used for the continuation and
 5 28 support of a coordinated system of delivery of trauma and
 5 29 emergency medical services.

Requires a maximum allocation of \$387,320 for the implementation and support of a coordinated system of delivery of trauma and emergency medical services.

DETAIL: Maintains the current level of funding.

5 30 (3) Of the funds appropriated in this paragraph "d", not
 5 31 more than \$437,000 shall be used for the state poison control
 5 32 center.

Requires a maximum allocation of \$437,000 for the State Poison Control Center.

DETAIL: Maintains the current level of funding.

5 33 (4) Of the funds appropriated in this paragraph "d", not
 5 34 more than \$288,770 shall be used for the development of
 5 35 scientific and medical expertise in environmental
 6 1 epidemiology.

Requires a maximum allocation of \$288,770 for environmental epidemiology.

DETAIL: Maintains the current level of funding.

6 2 (5) Of the funds appropriated in this paragraph "d", not
 6 3 more than \$76,388 shall be used for the childhood lead
 6 4 poisoning prevention program.

Requires a maximum allocation of \$76,388 for childhood lead poisoning prevention.

DETAIL: Maintains the current level of funding.

6 5 e. For the automated external defibrillator grant program
 6 6 established by 2004 Iowa Acts, House File 2464, if enacted:
 6 7 \$ 250,000

Healthy Iowans Tobacco Trust appropriation to the Department of Public Health to provide grants for automated external defibrillators in rural communities, pursuant to House File 2464 (Defibrillator Grant Program Bill).

DETAIL: This is a new appropriation for FY 2005.

6 8 f. For the center for congenital and inherited disorders:

Healthy Iowans Tobacco Trust appropriation to the Department of

PG LN	HF2577 as amended by H-8608	Explanation
6 9 \$ 26,000	Public Health for the Congenital and Inherited Disorders to implement a Stillbirth Registry. DETAIL: This is a new appropriation for FY 2005.
6 10	6. To the department of corrections:	Healthy Iowans Tobacco Trust appropriation to the Department of Corrections for day programming and drug courts.
6 11 \$ 980,000	DETAIL: This is an increase of \$60,000 compared to the estimated net FY 2004 appropriation.
6 12	a. Of the funds appropriated in this subsection, \$127,217	Requires an allocation of \$127,217 for the Community-Based Corrections District II.
6 13	is allocated to the second judicial district department of	
6 14	correctional services to replace expired federal funding for	
6 15	day programming.	DETAIL: Maintains the current level of funding.
6 16	b. Of the funds appropriated in this subsection, \$35,359	Requires an allocation of \$35,359 for Community-Based Corrections District III.
6 17	is allocated to the third judicial district department of	
6 18	correctional services to replace expired federal funding for	
6 19	the drug court program.	DETAIL: Maintains the current level of funding.
6 20	c. Of the funds appropriated in this subsection, \$191,731	Requires an allocation of \$191,731 for Community-Based Corrections District IV.
6 21	is allocated to the fourth judicial district department of	
6 22	correctional services for a drug court program.	DETAIL: Maintains the current level of funding.
6 23	d. Of the funds appropriated in this subsection, \$255,693	Requires an allocation of \$255,693 for Community-Based Corrections District V.
6 24	is allocated to the fifth judicial district department of	
6 25	correctional services to replace expired funding for the drug	
6 26	court program.	DETAIL: Maintains the current level of funding.
6 27	e. Of the funds appropriated in this subsection, \$370,000	Requires an allocation of \$370,000 for a value-based treatment program at the Newton Correctional Facility and allocates \$60,000 of the funds to be used for a similar program at the Mitchellville
6 28	is allocated to the Newton correctional facility for a value-	
6 29	based treatment program. Of the funds allocated in this	

6 30 paragraph, \$60,000 shall be used to operate a similar value-
 6 31 based treatment program at the Iowa correctional institution
 6 32 for women at Mitchellville. Moneys allocated for the program
 6 33 at Mitchellville that remain unencumbered or unobligated for
 6 34 that purpose at the close of the fiscal year shall revert.

Correctional Facility for women.

DETAIL: This is an increase of \$60,000 compared to the FY 2004 allocation.

6 35 7. To the department for the blind:

7 1 \$ 130,000

7 2 To plan, establish, administer, and promote a statewide
 7 3 program to provide audio news and information services to
 7 4 blind or visually impaired persons residing in this state.

Healthy Iowans Tobacco Trust appropriation to the Department for the Blind for a statewide Newslines for the Blind.

DETAIL: This is a new appropriation for FY 2005.

7 5 Sec. 2. PURCHASE OF SERVICE CONTRACT PROVIDERS --
 7 6 REIMBURSEMENT INCREASE. There is appropriated from the
 7 7 healthy Iowans tobacco trust created in section 12.65 to the
 7 8 property tax relief fund created in section 426B.1 for the
 7 9 fiscal year beginning July 1, 2004, and ending June 30, 2005,
 7 10 the following amount, or so much thereof as is necessary, to
 7 11 be used for the purposes designated:

Healthy Iowans Tobacco Trust appropriation to the Property Tax Relief Fund for continuation of the local purchase of service provider salary increases for FY 2005.

DETAIL: Maintains the current level of funding.

7 12 For assistance to the counties with limited county mental
 7 13 health, mental retardation, and developmental disabilities
 7 14 services fund balances which were selected in accordance with
 7 15 2000 Iowa Acts, chapter 1221, section 3, to receive such
 7 16 assistance in the same amount provided during the fiscal year
 7 17 beginning July 1, 2000, and ending June 30, 2001, to pay
 7 18 reimbursement increases in accordance with 2000 Iowa Acts,
 7 19 chapter 1221, section 3:

7 20 \$ 146,750

7 21 Sec. 3. IOWA EMPOWERMENT FUND. There is appropriated from
 7 22 the healthy Iowans tobacco trust created in section 12.65, to
 7 23 the Iowa empowerment fund created in section 28.9 for the
 7 24 fiscal year beginning July 1, 2004, and ending June 30, 2005,
 7 25 for deposit in the school ready children grants account and
 7 26 for distribution as provided in this section:

Healthy Iowans Tobacco Trust appropriation to the Iowa Empowerment Fund.

DETAIL: Maintains the current level of funding.

7 27 \$ 2,153,250

7 28 Sec. 4. DEPARTMENT OF CORRECTIONS -- SPECIAL NEEDS UNIT.

7 29 There is appropriated from the healthy lowans tobacco trust
7 30 created in section 12.65, to the department of corrections for
7 31 the fiscal year beginning July 1, 2004, and ending June 30,
7 32 2005, the following amount, or so much thereof as is
7 33 necessary, to be used for the purpose designated:
7 34 For operating the special needs unit at the Fort Madison
7 35 correctional facility:

8 1 \$ 1,187,285

Healthy lowans Tobacco Trust appropriation to the Department of
Corrections for a special needs unit within the Fort Madison
Correctional Facility.

DETAIL: Maintains the current level of funding.

8 2 Sec. 5. ENDOWMENT FOR IOWA'S HEALTH ACCOUNT -- TRANSFER.

8 3 In addition to the amount transferred pursuant to section
8 4 12E.12, subsection 1, paragraph "b", subparagraph (2),
8 5 subparagraph subdivision (b), \$6,316,077 is transferred from
8 6 the endowment for Iowa's health account of the tobacco
8 7 settlement trust fund created in section 12E.12 to the healthy
8 8 lowans tobacco trust created in section 12.65 for the fiscal
8 9 year beginning July 1, 2004, and ending June 30, 2005.

Endowment for Iowa's Health Account transfer to the Healthy lowans
Tobacco Trust.

DETAIL: This is an increase of \$1,109,117 compared to the FY 2004
transfer. This transfer is in addition to the statutory transfer of
\$57,512,311 from the Endowment to the Trust. In total, \$63,828,388
is transferred from the Endowment to the Trust.

8 10 Sec. 6. Section 216B.3, Code Supplement 2003, is amended
8 11 by adding the following new subsection:

8 12 NEW SUBSECTION. 18. Plan, establish, administer, and
8 13 promote a statewide program to provide audio news and
8 14 information services to blind or visually impaired persons
8 15 residing in this state.

8 16 a. The commission may enter into necessary contracts and
8 17 arrangements with the national federation for the blind to
8 18 provide for the delivery of newspapers over the telephone,
8 19 furnished by the national federation for the blind.

8 20 b. The commission may enter into necessary contracts and
8 21 arrangements with the Iowa radio reading information service
8 22 for the blind and print handicapped to provide for the
8 23 delivery of newspapers, magazines, and other printed materials

CODE: Establishes the statewide Newsline for the Blind Program and
permits the Commission for the Blind to enter into contracts for the
Program.

8 24 over the radio, furnished by the Iowa radio reading
8 25 information service for the blind and print handicapped.

8 26 Sec. 7. Section 216B.4, unnumbered paragraph 1, Code 2003,
8 27 is amended to read as follows:
8 28 The director may accept financial aid from the government
8 29 of the United States for carrying out rehabilitation and
8 30 physical restoration of the blind and for providing library,
8 31 news, and information services to persons who are blind and
8 32 persons with physical disabilities.

CODE: Allows the Department for the Blind to accept federal funds for various programs, including news and information services.

*H-8608

* 1 1 Amend House File 2577 as amended, passed, and
* 1 2 reprinted by the Senate, as follows:
* 1 3 #1. Page 8, by inserting after line 32, the
* 1 4 following:
* 1 5 "Sec. __. Section 234.39, subsection 6, if
* 1 6 enacted by 2004 Iowa Acts, Senate File 2298, is
* 1 7 amended by striking the subsection.

CODE: Eliminates the requirement that the Child Support Recovery Unit pursue third party payments for Shelter Care.

*H-8608

* 1 8 Sec. __. Section 272C.3, subsection 1, paragraph
* 1 9 k, Code Supplement 2003, is amended to read as
* 1 10 follows:
* 1 11 k. Establish a licensee review committee for the
* 1 12 purpose of evaluating and monitoring licensees who are
* 1 13 impaired as a result of alcohol or drug abuse,
* 1 14 dependency, or addiction, or by any mental or physical
* 1 15 disorder or disability, and who self-report the
* 1 16 impairment to the committee, or who are referred by
* 1 17 the board to the committee. Members of the committee
* 1 18 shall receive actual expenses for the performance of
* 1 19 their duties and shall be eligible to receive per diem
* 1 20 compensation pursuant to section 7E.6. The board
* 1 21 shall adopt rules for the establishment and
* 1 22 administration of the committee, including but not

CODE: Requires the Department of Public Health to pay per diem to members of the Licensee Review Committee.

FISCAL IMPACT: The Department already pays per diem to these members, so this will result in no additional cost.

* 1 23 limited to establishment of the criteria for
 * 1 24 eligibility for referral to the committee and the
 * 1 25 grounds for disciplinary action for noncompliance with
 * 1 26 committee decisions. Information in the possession of
 * 1 27 the board or the licensee review committee, under this
 * 1 28 paragraph, shall be subject to the confidentiality
 * 1 29 requirements of section 272C.6. Referral of a
 * 1 30 licensee by the board to a licensee review committee
 * 1 31 shall not relieve the board of any duties of the board
 * 1 32 and shall not divest the board of any authority or
 * 1 33 jurisdiction otherwise provided. A licensee who
 * 1 34 violates section 272C.10 or the rules of the board
 * 1 35 while under review by the licensee review committee
 * 1 36 shall be referred to the board for appropriate
 * 1 37 action."

8 33 Sec. 8. 2003 Iowa Acts, chapter 183, section 1, subsection
 8 34 5, paragraph b, is amended to read as follows:
 8 35 b. For a grant to a program that utilizes high school
 9 1 mentors to teach life skills, violence prevention, and
 9 2 character education in an effort to reduce the illegal use of
 9 3 alcohol, tobacco, and other substances:
 9 4 \$ 400,000
 9 5 (1) The program described in this paragraph "b" shall meet
 9 6 all of the following requirements:
 9 7 (a) The program shall be a statewide mentoring program
 9 8 that is an alternative to mentoring programs that utilize the
 9 9 standards of effective practice.
 9 10 (b) The program shall contract with a university to assist
 9 11 in curriculum development and performance evaluation.
 9 12 (c) The program shall provide for some level of public-
 9 13 private partnership.
 9 14 (d) The program shall obtain the assistance of the Iowa
 9 15 department of public health in the development of the
 9 16 performance evaluation design.
 9 17 (e) The program shall demonstrate improvement in meeting
 9 18 the current standards.

CODE: Specifies requirements for the High School Mentoring Program, including performance evaluation and a public-private partnership. Allocates up to \$50,000 for the Department of Public Health for assistance and monitoring of the Program.

Allows the Department of Public Health to carryforward the FY 2004 appropriation for a High School Mentor Program through FY 2005.

9 19 (2) The Iowa department of public health may use up to
 9 20 \$50,000 of the moneys appropriated under this paragraph "b" to
 9 21 provide technical assistance to and monitoring of the program.
 9 22 (3) Notwithstanding section 8.33, moneys appropriated under
 9 23 this paragraph "b" that remain unencumbered or unobligated at
 9 24 the close of the fiscal year shall not revert but shall remain
 9 25 available for the purpose designated in the succeeding fiscal
 9 26 year.

*H-8608

* 1 38 #2. Page 9, by inserting after line 18, the
 * 1 39 following:
 * 1 40 "(1A) The Iowa department of public health shall
 * 1 41 negotiate a sole source contract with a nonprofit
 * 1 42 corporation that mentors through live music and
 * 1 43 receives funds through private partnership to
 * 1 44 implement this paragraph "b"."

Requires the Department of Public Health to implement a sole source contract with an entity that mentors through live music to implement the High School Mentoring Substance Abuse Prevention Program.

*H-8608

* 1 45 #3. Page 9, by inserting after line 26, the
 * 1 46 following:
 * 1 47 "Sec. __. TOBACCO USE PREVENTION AND CONTROL --
 * 1 48 BUREAU CHIEF. Notwithstanding any provision directing
 * 1 49 the director of public health to employ a division
 * 1 50 administrator for the division of tobacco use
 * 2 1 prevention and control, if enacted by 2004 Iowa Acts,
 * 2 2 Senate File 2298, the director of public health shall
 * 2 3 employ a bureau chief for the division of tobacco use
 * 2 4 prevention and control in a full-time-equivalent
 * 2 5 position with a salary commensurate with the full-
 * 2 6 time-equivalent position."
 * 2 7 #4. By renumbering, relettering, or redesignating
 * 2 8 and correcting internal references as necessary.

Requires the Department of Public Health to employ a bureau chief for the Division of Tobacco Use Prevention and Control.

9 27 Sec. 9. EFFECTIVE DATE. The section of this Act amending
 9 28 2003 Iowa Acts, chapter 183, being deemed of immediate

Provides that the section regarding High School Mentor Program carryforward be effective upon enactment.

PG LN

HF2577 as amended by H-8608

Explanation

9 29 importance, takes effect upon enactment.

9 30 HF 2577

9 31 pf/es/25

*H-8608

* 2 9 HF 2577.S

* 2 10 pf/cc/26

Summary Data

Non General Fund

H.F. 2577 Amended by H-8608	Actual FY 2003	Estimated Net FY 2004	House Action FY 2005	Senate Action FY 2005	Senate Action vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Education	\$ 1,153,250	\$ 2,153,250	\$ 2,283,250	\$ 2,283,250	\$ 0	
Health and Human Services	\$ 60,236,490	\$ 59,251,701	\$ 59,401,701	\$ 59,401,701	\$ 0	
Justice System	\$ 1,710,000	\$ 2,107,285	\$ 2,167,285	\$ 2,167,285	\$ 0	
Grand Total	<u>\$ 63,099,740</u>	<u>\$ 63,512,236</u>	<u>\$ 63,852,236</u>	<u>\$ 63,852,236</u>	<u>\$ 0</u>	
Operations	\$ 20,328,314	\$ 23,184,060	\$ 23,484,060	\$ 23,484,060	\$ 0	
Grants & Aid	\$ 42,771,426	\$ 40,328,176	\$ 40,368,176	\$ 40,368,176	\$ 0	
Grand Total	<u>\$ 63,099,740</u>	<u>\$ 63,512,236</u>	<u>\$ 63,852,236</u>	<u>\$ 63,852,236</u>	<u>\$ 0</u>	

Education

Non General Fund

H.F. 2577 Amended by H-8608	Actual FY 2003	Estimated Net FY 2004	House Action FY 2005	Senate Action FY 2005	Senate Action vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Blind, Iowa Commission for the</u>						
Newsline for the Blind - HITT			\$ 130,000	\$ 130,000	\$ 0	
<u>Education, Department of</u>						
Empowerment-HITT	\$ 1,153,250	\$ 2,153,250	\$ 2,153,250	\$ 2,153,250	\$ 0	
Total Education	<u>\$ 1,153,250</u>	<u>\$ 2,153,250</u>	<u>\$ 2,283,250</u>	<u>\$ 2,283,250</u>	<u>\$ 0</u>	
Operations	\$ 1,153,250	\$ 2,153,250	\$ 2,153,250	\$ 2,153,250	\$ 0	
Grants & Aid	\$ 0	\$ 0	\$ 130,000	\$ 130,000	\$ 0	
Grand Total	<u>\$ 1,153,250</u>	<u>\$ 2,153,250</u>	<u>\$ 2,283,250</u>	<u>\$ 2,283,250</u>	<u>\$ 0</u>	

Health and Human Services

Non General Fund

H.F. 2577 Amended by H-8608	Actual FY 2003	Estimated Net FY 2004	House Action FY 2005	Senate Action FY 2005	Senate Action vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Health, Department of Public</u>						
Tobacco Use Prev./Control-HITT	\$ 5,000,000	\$ 5,011,565	\$ 5,011,565	\$ 5,011,565	\$ 0	
Sub Abuse Prevention - HITT		400,000			0	
Smoking Cessation Prod.- HITT	75,000	75,000	75,000	75,000	0	
Substance Abuse-HITT	10,000,000	11,800,000	11,800,000	11,800,000	0	
Healthy Iowans 2010 - HITT	2,390,064	2,346,960	2,346,960	2,346,960	0	
Defibrillator Grant Prog.-HITT			250,000	250,000	0	
Birth Defects Registry - HITT			26,000	26,000	0	
Total Health, Department of Public	\$ 17,465,064	\$ 19,633,525	\$ 19,509,525	\$ 19,509,525	\$ 0	
<u>Human Services, Department of</u>						
Medical Services						
Phys Et Al Provider Inc-HITT	\$ 8,095,718	\$ 8,095,718	\$ 8,095,718	\$ 8,095,718	\$ 0	
Dental Provider Inc-HITT	3,814,973	3,814,973	3,814,973	3,814,973	0	
Hospital Provider Inc-HITT	3,035,278	3,035,278	3,035,278	3,035,278	0	
Home Hlth Care Prov Inc-HITT	2,108,279	2,108,279	2,108,279	2,108,279	0	
Critical Access Hospitals-HITT	250,000	250,000	250,000	250,000	0	
Home Hlth & Hab. Day Care Exp.	1,975,496	1,975,496	1,975,496	1,975,496	0	
Respite Care Expansion-HITT	1,137,309	1,137,309	1,137,309	1,137,309	0	
Med Assist Supplemental-HITT	17,500,000	14,346,750	14,346,750	14,346,750	0	
CHIP Exp. to 200% of FPL-HITT	200,000	200,000	200,000	200,000	0	
Breast Cancer Treatment	250,000	250,000	250,000	250,000	0	
Total Medical Services	38,367,053	35,213,803	35,213,803	35,213,803	0	
Child and Family Services						
RTSS Provider Increase-HITT	3,243,026	3,243,026	3,243,026	3,243,026	0	
Adoption, Il, Sc, Hs Prov-HITT	468,967	468,967	468,967	468,967	0	
Provider Rate/Meth Chgs-HITT	545,630	545,630	545,630	545,630	0	
Total Child and Family Services	4,257,623	4,257,623	4,257,623	4,257,623	0	

Health and Human Services

Non General Fund

H.F. 2577 Amended by H-8608	Actual FY 2003	Estimated Net FY 2004	House Action FY 2005	Senate Action FY 2005	Senate Action vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Human Services, Department of (cont.)</u>						
MH/MR/DD/BI						
POS Provider Increase-HITT	146,750	146,750	146,750	146,750	0	
Managing and Delivering Services						
Administration - HITT			274,000	274,000	0	
Total Human Services, Department of	\$ 42,771,426	\$ 39,618,176	\$ 39,892,176	\$ 39,892,176	\$ 0	
Total Health and Human Services	\$ 60,236,490	\$ 59,251,701	\$ 59,401,701	\$ 59,401,701	\$ 0	
Operations	\$ 17,465,064	\$ 19,233,525	\$ 19,533,525	\$ 19,533,525	\$ 0	
Grants & Aid	\$ 42,771,426	\$ 40,018,176	\$ 39,868,176	\$ 39,868,176	\$ 0	
Grand Total	<u>\$ 60,236,490</u>	<u>\$ 59,251,701</u>	<u>\$ 59,401,701</u>	<u>\$ 59,401,701</u>	<u>\$ 0</u>	

Justice System

Non General Fund

H.F. 2577 Amended by H-8608	Actual FY 2003	Estimated Net FY 2004	House Action FY 2005	Senate Action FY 2005	Senate Action vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Corrections, Department of</u>						
Corrections Institutions						
Clinical Care Unit-HITT	\$ 1,100,000	\$ 1,187,285	\$ 1,187,285	\$ 1,187,285	\$ 0	
Newton Value Based - HITT		310,000	370,000	370,000	0	
Total Corrections Institutions	1,100,000	1,497,285	1,557,285	1,557,285	0	
CBC Districts						
CBC District II - HITT	127,217	127,217	127,217	127,217	0	
CBC District III - HITT	35,359	35,359	35,359	35,359	0	
CBC District IV - HITT	191,731	191,731	191,731	191,731	0	
CBC District V - HITT	255,693	255,693	255,693	255,693	0	
Total CBC Districts	610,000	610,000	610,000	610,000	0	
Total Corrections, Department of	\$ 1,710,000	\$ 2,107,285	\$ 2,167,285	\$ 2,167,285	\$ 0	
Total Justice System	<u>\$ 1,710,000</u>	<u>\$ 2,107,285</u>	<u>\$ 2,167,285</u>	<u>\$ 2,167,285</u>	<u>\$ 0</u>	
Operations	\$ 1,710,000	\$ 1,797,285	\$ 1,797,285	\$ 1,797,285	\$ 0	
Grants & Aid	\$ 0	\$ 310,000	\$ 370,000	\$ 370,000	\$ 0	
Grand Total	<u>\$ 1,710,000</u>	<u>\$ 2,107,285</u>	<u>\$ 2,167,285</u>	<u>\$ 2,167,285</u>	<u>\$ 0</u>	

Summary Data

FTE

H.F. 2577 Amended by H-8608	Actual FY 2003	Estimated Net FY 2004	House Action FY 2005	Senate Action FY 2005	Senate Action vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Health and Human Services	12.79	15.00	11.00	11.00	0.00	
Grand Total	12.79	15.00	11.00	11.00	0.00	
Operations	12.79	15.00	11.00	11.00	0.00	
Grand Total	12.79	15.00	11.00	11.00	0.00	

Health and Human Services

FTE

H.F. 2577 Amended by H-8608	Actual FY 2003	Estimated Net FY 2004	House Action FY 2005	Senate Action FY 2005	Senate Action vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Health, Department of Public</u>						
Tobacco Use Prev./Control-HITT	9.46	11.00	7.00	7.00	0.00	
Healthy Iowans 2010 - HITT	3.33	4.00	4.00	4.00	0.00	
Total Health, Department of Public	12.79	15.00	11.00	11.00	0.00	
Total Health and Human Services	12.79	15.00	11.00	11.00	0.00	
Operations	12.79	15.00	11.00	11.00	0.00	
Grand Total	12.79	15.00	11.00	11.00	0.00	